
**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re:	Case No. 16-24435
BSD MEDICAL CORPORATION fka Perseon Corporation,	Chapter 11
Debtor.	Chief Judge Kimball R. Mosier

DECLARATION OF JEFFREY CHUBAK

I, Jeffrey Chubak, hereby declare:

1. I am an attorney at Storch Amini & Munves PC, counsel to B.E. Capital Management Fund LP in this case. I submit this declaration pursuant to Section 2 of the Settlement Agreement among the Debtor, B.E. Capital, and Clinton E. Carnell, Jr., attached as Exhibit A to the Debtors' motion to approve the Settlement Agreement, filed October 14, 2016 [ECF No. 252].

2. Attached hereto as Exhibit 1 are true and correct copies of invoices my firm provided to B.E. Capital for services rendered in June, July, August, and September of this year. Minor redactions have been made to my firm's invoices for the purpose of preserving privilege.

3. Attached hereto as Exhibit 2 are true and correct copies of invoices B.E. Capital's local counsel, Ray Quinney & Nebeker P.C., provided to B.E. Capital for services rendered during July, August, and September of this year.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 14, 2016.

/s/ Jeffrey Chubak

EXHIBIT 1

Storch Amini & Munves Invoices

STORCHAMINI & MURVES PC
Document Page 6 of 282 Grand Central Tower
140 East 45th Street, 25th Floor
New York, NY 10017
212 490-4100*Invoice submitted to:*

David Earls

BE Capital Management Fund LP

205 East 42nd Street, 14th Floor

New York, NY 10017

July 15, 2016

File #2156.01

*Invoice # 29250**In Reference To:* General

Professional Services

	<u>Hours</u>	<u>Amount</u>
6/24/2016 JC Telephone conference with T. Braziel, D. Earls re: [REDACTED] (.4); review 8-K and employment agreement, and email conclusions re: same to T. Braziel, D. Earls (1.2)	1.60	720.00
For professional services rendered	1.60	\$720.00
Previous balance		\$1,845.00
6/28/2016 Payment - Thank You. Check No. Wire		(\$1,845.00)
Total payments and adjustments		(\$1,845.00)
Balance due		\$720.00

Attorney Summary

<u>Name</u>	<u>Hours</u>	<u>Amount</u>
Jeff Chubak - Associate	1.60	\$720.00

2 Grand Central Tower
140 East 45th Street, 25th Floor
New York, NY 10017
212 490-4100

Invoice submitted to:

David Earls
BE Capital Management Fund LP
205 East 42nd Street, 14th Floor
New York, NY 10017

August 15, 2016
File #2156.01

Invoice # 29339

In Reference To: General

Professional Services

		<u>Hours</u>	<u>Amount</u>
7/1/2016	JC	Teleconference with T. Braziel re: Perseon and contemplated [REDACTED] [REDACTED]	0.40 180.00
7/5/2016	JC	Review Carnell Employment Agreement and Amendment and motion to assume the same; research; draft objection to motion	4.20 1,890.00
7/6/2016	JC	Email, teleconference with T. Braziel re: retention objections [REDACTED] [REDACTED] research, draft objections to Dorsey & SunTrust retention applications; review applications and related additional court filings (SOFA, Schedules, etc.)	4.50 2,025.00
7/7/2016	JC	Conference with local counsel; review/revise draft retention and executive compensation objections; conduct further research and finalize same; email with S. Waterman (Dorsey) re: telephonic appearance; draft administrative telephonic appearance motion	3.80 1,710.00
7/8/2016	JC	Finalize objections; review local counsel filing versions; email with T. Braziel re: same; email with S. Waterman re: telephonic appearance; review Alex Epting filing; email with T. Braziel re: same	1.50 675.00
7/11/2016	JC	Email with T. Braziel re: upcoming hearing; review US Trustee objections	0.70 315.00
7/12/2016	JC	Attend telephonic hearing; email update to T. Braziel re: same	2.20 990.00
7/13/2016	JC	Email with T. Braziel re: potential issues associated with contemplated purchase of B. Beckham claim and review employment agreement in connection with same; research re: [REDACTED] [REDACTED] email with T. Braziel re: same	1.20 540.00
7/15/2016	JC	Teleconferences, emails with S. Sigler (Alston & Bird, SunTrust counsel) re: resolution of SunTrust objection via negotiated reduction in transaction fee; teleconferences with T. Braziel re: same; review Carnell, Dorsey supplemental pleadings and email with T. Braziel re: same	2.70 1,215.00

David Earls

Page 2

		<u>Hours</u>	<u>Amount</u>
7/18/2016	JC Research, draft response to Dorsey supplemental declaration re: preference exposure; email with US Trustee's office; research re: possibility of converting case as a result of debtor's representation that it would pay Carnell base salary/bonus without prior court approval; email with T. Brazier re: foregoing; review Board resolutions filed by debtor; email with S. Sigler re: US Trustee opposition to settlement	6.80	3,060.00
7/19/2016	JC Attend hearing on retention application, Carnell application; email with T. Brazier re: results of same	1.50	675.00
	YH Coordinated getting transcript of hearing on 7/19/16	0.50	49.50
7/20/2016	JC Markup claim transfer agreement with respect to proposed Beckham transaction; email with T. Brazier re: same	0.40	180.00
7/25/2016	JC Review pre-hearing filings with respect to sale motion	0.30	135.00
7/26/2016	JC Attend sale hearing and hearing on Dorsey retention; teleconference with D. Leigh prior to same; research re: whether retention order is interlocutory; research; draft motion for order determining it is not, or alternatively, granting leave to appeal	9.30	4,185.00
7/27/2016	JC Research; draft motion to convert; review transcript of July 19 hearing; conference with T. Brazier re: next steps	7.40	3,330.00
7/29/2016	JC Research; draft motion to convert; conference with D. Leigh re: contemplated motion	1.00	450.00
For professional services rendered		48.40	\$21,604.50

Disbursements:

		<u>Qty/Price</u>	
7/5/2016	Taxi	1	52.04
	Taxi - JC home	52.04	
7/7/2016	Taxi	1	50.20
	Taxi - JC home	50.20	
7/18/2016	Meals	1	18.10
	Meals - Dinner for JC	18.10	
7/19/2016	Court Reporter	1	135.80
	Court reporter - Laura W. Robinson - Transcript of bankruptcy hearing before Judge Mosier	135.80	
7/26/2016	Taxi	1	50.02
	Taxi - JC home	50.02	

David Earls

Page 3

	<u>Qty/Price</u>	<u>Amount</u>
7/31/2016 Postage	1	1.15
Postage charges for July 2016	1.15	
Research	1	1,086.63
Research - Westlaw charges for July 2016	1,086.63	
Total costs		\$1,393.94
Total amount of this bill		\$22,998.44
Previous balance		\$720.00
Balance due		\$23,718.44

Attorney Summary

<u>Name</u>	<u>Hours</u>	<u>Amount</u>
Jeff Chubak - Associate	47.90	\$21,555.00
Yarden Hodes - Paralegal	0.50	\$49.50

2 Grand Central Tower
140 East 45th Street, 25th Floor
New York, NY 10017
212 490-4100

Invoice submitted to:

David Earls
BE Capital Management Fund LP
205 East 42nd Street, 14th Floor
New York, NY 10017

September 23, 2016
File #2156.01

Invoice # 29471

In Reference To: General

Professional Services

		<u>Hours</u>	<u>Amount</u>
8/2/2016	JC Review Carnell order; email with T. Braziel re: appeal	0.20	90.00
8/3/2016	JC Research re: [REDACTED] email with T. Braziel re: [REDACTED] [REDACTED] [REDACTED] teleconference re: same	0.60	270.00
8/4/2016	JC Teleconference with T. Braziel re: [REDACTED] [REDACTED] [REDACTED] email with T. Braziel re: same	0.70	315.00
	AE Ordered hearing transcript from 7/12 per JC; calls with clerk re: access to transcripts on docket	0.90	99.00
8/5/2016	JC Email with T. Braziel re: [REDACTED] [REDACTED]	0.30	135.00
8/8/2016	JC Email with T. Braziel re: former employee allegations re: fiduciary duty breach	0.20	90.00
8/10/2016	JC Email with T. Braziel re: [REDACTED] [REDACTED] review related claim/schedules	0.30	135.00
	JC Email with T. Braziel re: [REDACTED] [REDACTED]	0.20	90.00
8/11/2016	JC Review sale hearing-related docket entries/pleadings in Perseon	0.20	90.00
8/12/2016	JC Email with D. Leigh re: filing motion to convert	0.30	135.00
8/15/2016	JC Finalize motion for leave to appeal and notice of appeal; email with D. Leigh re: filing of same	0.50	225.00
	AE Prepared TOA for appeal brief per JC	1.00	110.00
8/16/2016	JC Draft interrogatories re: Carnell postpetition compensation and serve same; file notice of appeal	0.70	315.00

David Earls

Page 2

		<u>Hours</u>	<u>Amount</u>
8/17/2016	JC Email with local counsel re: Dorsey retention appeal	0.30	135.00
8/18/2016	JC Review order to show cause from 10th circuit BAP re: whether Carnell order is final or interlocutory and draft response to same	6.40	2,880.00
8/24/2016	JC Teleconference with S. Waterman; email with local counsel re: suspension of briefing	0.40	180.00
8/29/2016	JC Finalize administrative pleadings, memorandum of law in response to order to show cause in Carnell appeal; statement of issues and record on appeal; email with D. Leigh, M. Johnson re: same	1.80	810.00
AE	Prepared TOA for appeal brief per JC	1.00	110.00
For professional services rendered		16.00	\$6,214.00

Disbursements:

		<u>Qty/Price</u>	
8/16/2016	Filing Fee	1	298.00
	Filing Fee - US Bankruptcy Court, District of Utah - Notice of Appeal	298.00	
8/18/2016	Taxi	1	53.25
	Taxi - JC home	53.25	
8/31/2016	Photocopying	4	0.80
	Photocopies and direct to copier print jobs for August 2016	0.20	
	Postage	1	0.46
	Postage charges for August 2016	0.46	
	Research	1	141.20
	Research - Westlaw charges for August 2016	141.20	
Total costs			\$493.71
Total amount of this bill			\$6,707.71
Previous balance			\$23,718.44
Balance due			\$30,426.15

Attorney Summary

<u>Name</u>	<u>Hours</u>	<u>Amount</u>
Jeff Chubak - Associate	13.10	\$5,895.00

David Earls

Page 3

<u>Name</u>	<u>Hours</u>	<u>Amount</u>
Adam Engel - Paralegal	2.90	\$319.00

2 Grand Central Tower
140 East 45th Street, 25th Floor
New York, NY 10017
212 490-4100

Invoice submitted to:

David Earls
BE Capital Management Fund LP
205 East 42nd Street, 14th Floor
New York, NY 10017

October 10, 2016
File #2156.01

Invoice # 29481

In Reference To: General

Professional Services

		<u>Hours</u>	<u>Amount</u>
9/1/2016	JC Conference with S. Sigler re: response deadline extension; confirmatory email re: same	0.30	135.00
9/2/2016	JC Review debtors' objection to motion to convert; draft reply in support of same	1.70	765.00
9/4/2016	JC Research; draft opposition to debtors' objection to motion to convert	4.30	1,935.00
9/6/2016	JC Review debtors' memorandum in response to order to show cause in Carnell appeal; email with T. Braziel re: same; email with D. Leigh re: default on retention appeal	0.90	405.00
9/7/2016	JC Research; draft reply in support of motion to convert; email with T. Braziel re: same	2.20	990.00
9/8/2016	JC Teleconference with S. Waterman re: setting up settlement conference; email with T. Braziel re: same; follow-up email re: potential available settlement consideration; review motion to reject C. Carnell employment agreement	0.60	270.00
9/9/2016	JC Finalize reply in support of motion to convert and email with D. Leigh re: same	0.60	270.00
9/13/2016	JC Teleconference with S. Waterman, K. Block re: motion to convert; follow-up conference with T. Braziel	1.20	540.00
9/15/2016	JC Teleconference with S. Waterman re: settlement proposal; email with T. Braziel re: same	0.30	135.00
9/19/2016	JC Review solicitation procedures and disclosure statement approval motion, disclosure statement and plan; preparation for next day's hearing; review interrogatory response	1.20	540.00
9/20/2016	JC Travel time; attend telephonic hearing; emails, teleconference with T. Braziel re: same; follow-up emails with S. Waterman; draft statement of issues and record on appeal; email D. Leigh re: same	9.30	4,185.00

David Earls

Page 2

		<u>Hours</u>	<u>Amount</u>
9/21/2016	JC Teleconference with S. Waterman re: plan and disclosure statement-related questions; review public/private warrants with regard to subordination issues	1.00	450.00
9/23/2016	JC Email with S. Waterman re: liquidation preference for private warrants	0.10	45.00
9/29/2016	JC Teleconference with J. Armington re: potential resolution of contested matter; follow up with T. Braziel re: same and conferences with C. Carnell	0.60	270.00
9/30/2016	JC Teleconferences, emails with S. Waterman, T. Braziel re: finalization of proposed settlement	0.80	360.00
For professional services rendered		25.10	\$11,295.00

Disbursements:

		<u>Qty/Price</u>	
9/4/2016	Meals	1	21.93
	Meals - Lunch for JC	21.93	
9/7/2016	Airfare	1	347.20
	Airfare - JC to/from Salt Lake City 9/20/16	347.20	
9/20/2016	Taxi	1	49.85
	Taxi - JC home	49.85	
	Taxi	1	38.34
	Taxi - JC to office from LGA	38.34	
	Taxi	1	48.00
	Taxi - JC to airport	48.00	
9/30/2016	Photocopying	328	65.60
	Photocopies and direct to copier print jobs for September 2016	0.20	
	Research	1	470.51
	Research - Westlaw charges for September 2016	470.51	
	Research	1	111.10
	Research- Pacer charges for July through September 2016	111.10	
Total costs			\$1,152.53
Total amount of this bill			\$12,447.53
Previous balance			\$30,426.15

David Earls

Page 3

Amount

Balance due

\$42,873.68

Attorney Summary

<u>Name</u>	<u>Hours</u>	<u>Amount</u>
Jeff Chubak - Associate	25.10	\$11,295.00

EXHIBIT 2

Ray Quinney & Nebeker Invoices



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

August 26, 2016
Invoice: 525925

INVOICE SUMMARY

For professional services rendered and costs advanced through July 31, 2016:

Client-Matter: 47730 - 1

Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

Professional Services	\$ 5,764.00
Total Costs Advanced	<u>\$.00</u>
TOTAL THIS INVOICE	\$ 5,764.00

Client-Matter: 47730 - 1

RE: In re Perseon Corporation

PROFESSIONAL SERVICES RENDERED

Date	Atty	Description of Services Rendered	Hours	Amount
7/08/16	MJOH	Review, edit and revise various pleadings/objections/orders; telephone conferences with lead counsel regarding same; review and respond to numerous emails.	2.30	874.00
7/11/16	MJOH	Telephone conference with A. Drake; review objections/responses filed July 11, and forward same to lead counsel in New York.	.80	304.00
7/11/16	DLEI	Receive email correspondences from M. Johnson, J. Chubak; and D. Burton.	.20	66.00
7/11/16	DLEI	Phone conference with J. Straley regarding J. Chubak appearance at hearing (.1); Inform M. Johnson regarding same (.1); Phone conference with A. Drake (.3).	.50	165.00
7/11/16	DLEI	Receive and review email correspondence from A. Drake with comments from phone conference with Debtor's counsel and attached limited objection (.1); Review limited objection (.1); Strategize with M. Johnson regarding same (.1).	.30	99.00
7/12/16	MJOH	Telephone conference with S. Waterman.	.20	76.00
7/12/16	MJOH	Telephone conference with lead counsel.	.30	114.00
7/12/16	DLEI	Review Pleadings filed by Debtor and BE CAPITAL and US TRUSTEE objections to same and prepare for hearing (2.7); Phone conference with S. Waterman (.1).	2.80	924.00
7/12/16	DLEI	Travel to and attendance on hearing on professional employment applications (2.8); Phone conference with J. Chubak regarding same (.2).	3.00	990.00
7/14/16	DLEI	Receive and review notice of entry of Order approving applications.	.10	33.00
7/15/16	DLEI	Receive and review Notice of pending orders.	.10	33.00
7/15/16	DLEI	Draft email correspondence to J. Chubak asking for update on efforts to discuss Tuesday's hearing with S. Waterman and thoughts regarding attendance at hearing.	.10	33.00
7/15/16	DLEI	Receive email correspondence from J. Chubak; Review email correspondence; Draft email correspondence to J. Chubak.	.10	33.00
7/18/16	MJOH	Review, edit and revise response to supplemental Dorsey declaration; strategize regarding same.	.50	190.00

Invoice: 525925

Date	Atty	Description of Services Rendered	Hours	Amount
7/18/16	DLEI	Receive follow up email correspondence from J. Chubak with objection to supplemental declaration of Steven T. Waterman (.1); Phone conference with J. Chubak (.1); Review Objection (.2); Draft email correspondence to J. Chubak with minor suggested changes (.1); Receive and review email correspondence from J. Chubak authorizing changes; Strategize with M. Johnson regarding same (.2).	.70	231.00
7/18/16	DLEI	Strategize with M. Johnson regarding Objection. (.1); Draft email correspondence to J. Chubak confirming filing; receive and review response to same (.1).	.20	66.00
7/18/16	DLEI	Receive and review corporate resolution (.1); Receive and review email correspondence from J. Chubak to J. Morgan (.1).	.20	66.00
7/18/16	DLEI	Receive and review email correspondences from J. Chubak; Strategize with M. Johnson regarding same.	.20	66.00
7/19/16	DLEI	Phone conference with M. Boley (.1); Draft email correspondence to J. Chubak; receive and review response to same (.1); review pleadings in preparation for hearing (.6).	.80	264.00
7/19/16	DLEI	Travel and attendance at hearing and phone conference with J. Chubak regarding same.	1.50	495.00
7/21/16	DLEI	Review docket entries relating to Dorsey and Carnell employment applications and motions.	.10	33.00
7/22/16	DLEI	Receive and review proposed Orders (.1); Draft email correspondence to J. Chubak (.1).	.20	66.00
7/26/16	MJOH	Strategize regarding options and next steps.	.30	114.00
7/26/16	DLEI	Phone conference with J. Chubak (.1); Review revised declaration (.1); Attend hearing on same (1.0); Follow up phone conference with J. Chubak (.1).	1.30	429.00

TOTAL PROFESSIONAL SERVICES**\$ 5,764.00****FEE SUMMARY BY ATTORNEY****TOTAL THIS INVOICE****\$ 5,764.00**



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

August 26, 2016
Invoice: 525925

REMITTANCE ADVICE

Client-Matter: 47730 - 1
Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

BALANCE DUE THIS INVOICE

\$ 5,764.00

Please return this advice with payment to: Ray Quinney & Nebeker PC
ATTN: Accounts Receivable
PO Box 45385
Salt Lake City, UT 84145-0385

PAYMENT DUE UPON RECEIPT

TO PAY ON-LINE, PLEASE VISIT <http://rqn.com/payments/>

Thank you!
Your business is greatly appreciated.



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

September 22, 2016
Invoice: 527893

INVOICE SUMMARY

For professional services rendered and costs advanced through August 31, 2016:

Client-Matter: 47730 - 1

Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

Professional Services	\$ 2,165.00
Total Costs Advanced	<u>\$ 992.12</u>
TOTAL THIS INVOICE	\$ 3,157.12
 Previous Balance	 <u>\$ 5,764.00</u>
TOTAL BALANCE DUE	<u><u>\$ 8,921.12</u></u>

Client-Matter: 47730 - 1**RE: In re Perseon Corporation****PROFESSIONAL SERVICES RENDERED**

Date	Atty	Description of Services Rendered	Hours	Amount
8/01/16	DLEI	Draft email correspondence to J. Chubak; Receive and review response to same; Draft follow up email correspondence to J. Chubak; Notes to file.	.10	33.00
8/04/16	DLEI	Receive and review notice of entry of various orders.	.10	33.00
8/12/16	DLEI	Review, revise, and finalize notice to conform with local rules and requirements (.3); Review, revise, and finalize Motion to Convert (.2).	.50	165.00
8/12/16	DLEI	Receive and review email correspondences from J. Chubak; respond to same; phone conference with J. Chubak.	.20	66.00
8/15/16	DLEI	Receive email correspondence from J. Chubak; Respond to same (.1); Provide information for Court Clerk regarding statutory requirements for hearing; Receive and review message regarding same; Phone conference with J. Chubak regarding same (.2).	.30	99.00
8/16/16	MJOH	Review and analyze recently filed pleadings.	.40	152.00
8/17/16	MJOH	Review, edit and revise appeal papers; telephone conference with lead counsel; perfect appeal.	.80	304.00
8/17/16	CHUR	Office conferences with M. Johnson regarding notice of appeal of order regarding salary of C. Carnell filed 8/16 and need to file notice of appeal of Dorsey Employment order; review and edit motion for leave to appeal; add certificates of service on motion and notice; format and e-file all.	3.20	480.00
8/18/16	CHUR	Finalize and e-file certificate of service regarding notice of appeal to salary order.	.40	60.00
8/19/16	MJOH	Review notices from court regarding appeals; email to lead counsel regarding same; discuss same with paralegal.	.30	114.00
8/19/16	DLEI	Receive and review notice of status conference.	.10	33.00
8/24/16	DLEI	Receive Notice of Sale Transaction.	.10	33.00
8/29/16	MJOH	Emails with lead counsel regarding appellate issues.	.20	76.00
8/30/16	MJOH	Review and finalize appeal documents.	.80	304.00
8/30/16	DLEI	Receive and review creditor correspondence and objection to motion to convert.	.10	33.00

Invoice: 527893

Date	Atty	Description of Services Rendered	Hours	Amount
8/30/16	DLEI	Phone conference with J. Chubak; Confirm with M. Johnson regarding appeal document filing; draft email correspondence to J. Chubak regarding same (.2); Review local rules; Phone conference with J. Chubak regarding same [COURTESY NO CHARGE].	.20	66.00
8/31/16	MJOH	Review Monthly Operating Reports for May and June, 2016.	.30	114.00

TOTAL PROFESSIONAL SERVICES \$ 2,165.00

FEE SUMMARY BY ATTORNEY

Name	ID	Staff Level	Hours	Rate	Total
M. R. Johnson	MJOH	Shareholder	2.80	380.00	1,064.00
D. H. Leigh	DLEI	Shareholder	1.70	330.00	561.00
C. Hurst	CHUR	Paralegal	3.60	150.00	540.00
TOTALS			8.10		\$ 2,165.00

COSTS ADVANCED

Date	Description	Amount
7/08/16	U.S. Bankruptcy Court, Filing Fees, 7/8/2016, 2444500, Filing Fee	250.00
7/19/16	David H. Leigh, Parking Expense, 7/19/2016, DHL071916, Parking Expense 7/19 22/1	12.00
	Postage	94.52
8/12/16	U.S. Bankruptcy Court, Filing Fees, 8/12/2016, 2444500, Filing Fee	15.00
8/17/16	U.S. Bankruptcy Court, File Motion, 8/17/2016, 2444500, File Motion For Leave To	5.00
8/17/16	U.S. Bankruptcy Court, File Notice of Appeal, 8/17/2016, 2444500, File Notice Of Appeal	298.00
	Copying Expense	317.60

TOTAL COSTS ADVANCED \$ 992.12

TOTAL THIS INVOICE \$ 3,157.12

Invoice: 527893

INVOICES OUTSTANDING

INVOICE NUMBER	DATE	INVOICE TOTAL	PAYMENTS RECEIVED	ENDING BALANCE
525925	8/26/16	5,764.00	.00	5,764.00

Previous Balance \$ 5,764.00

Balance Due This Invoice \$ 3,157.12

TOTAL BALANCE DUE \$ 8,921.12



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

September 22, 2016
Invoice: 527893

REMITTANCE ADVICE

Client-Matter: 47730 - 1
Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

BALANCE DUE THIS INVOICE	\$ 3,157.12
Previous Balance	<u>\$ 5,764.00</u>
TOTAL BALANCE DUE	<u><u>\$ 8,921.12</u></u>

Please return this advice with payment to: Ray Quinney & Nebeker PC
ATTN: Accounts Receivable
PO Box 45385
Salt Lake City, UT 84145-0385

PAYMENT DUE UPON RECEIPT

TO PAY ON-LINE, PLEASE VISIT <http://rqn.com/payments/>

Thank you!
Your business is greatly appreciated.



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

October 14, 2016
Invoice: 530012

INVOICE SUMMARY

For professional services rendered and costs advanced through September 30, 2016:

Client-Matter: 47730 - 1

Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

Professional Services	\$ 753.00
Total Costs Advanced	<u>\$.00</u>

TOTAL THIS INVOICE	\$ 753.00
---------------------------	------------------

Previous Balance	<u>\$ 8,921.12</u>
------------------	--------------------

TOTAL BALANCE DUE	<u><u>\$ 9,674.12</u></u>
--------------------------	----------------------------------

Client-Matter: 47730 - 1

RE: In re Perseon Corporation

PROFESSIONAL SERVICES RENDERED

Date	Atty	Description of Services Rendered	Hours	Amount
9/01/16	DLEI	Receive email correspondence from J. Chubak; Confirm regarding Local Rule 9006-1; Phone conference with J. Chubak regarding same.	.20	66.00
9/09/16	MJOH	Review retention appeal docket and federal and local BAP rules; emails with J. Chubak regarding next steps in light of failure of Dorsey to respond to motion for leave to appeal.	.30	114.00
9/13/16	DLEI	Receive and review notice of filing of motion and notice of hearing and of objection deadline.	.10	33.00
9/13/16	DLEI	Review docket to confirm proof of claim deadline (.1); Draft email correspondence to J. Chubak regarding same; Receive and review email correspondence from J. Chubak regarding same; notes to file; Draft email correspondence to M. Johnson regarding same (.1).	.20	66.00
9/15/16	MJOH	Review elections to District Court; review motion to reject Carnell agreement and NOH regarding same; email to lead counsel regarding same.	.30	114.00
9/15/16	DLEI	Receive and review Appellee's notice of election to have appeal heard by district court.	.10	33.00
9/19/16	DLEI	Draft email correspondence to J. Chubak regarding hearing on motion to convert; Receive and review response to same; draft follow up email correspondence to J. Chubak.	.10	33.00
9/20/16	DLEI	Receive and review notice of hearing on motion to extend exclusivity period; Calendar dates and deadlines relating to same (.1); Receive and review notice of hearing on adequacy of disclosure statement and relating confirmation matters; Calendar dates and deadlines relating to same (.1).	.20	66.00
9/21/16	MJOH	Edit Designation of Record.	.30	114.00
9/23/16	MJOH	Review minute entry regarding motion to dismiss/convert; review objection to motion to dismiss/convert; review motion to extend exclusivity and related pleadings.	.30	114.00

Invoice: 530012

TOTAL PROFESSIONAL SERVICES \$ 753.00

FEE SUMMARY BY ATTORNEY

TOTAL THIS INVOICE \$ 753.00

Invoice: 530012

INVOICES OUTSTANDING

INVOICE NUMBER	DATE	INVOICE TOTAL	PAYMENTS RECEIVED	ENDING BALANCE
525925	8/26/16	5,764.00	.00	5,764.00
527893	9/22/16	3,157.12	.00	3,157.12

Previous Balance \$ 8,921.12

Balance Due This Invoice \$ 753.00

TOTAL BALANCE DUE \$ 9,674.12



RAY QUINNEY & NEBEKER
ATTORNEYS AT LAW

PO BOX 45385
SALT LAKE CITY, UT 84145-0385
801 532-1500
www.RQN.com

B.E. Capital Management Fund LP
David Earls
Thomas Braziel
205 East 42nd Street, 14th
New York, NY 10017

October 14, 2016
Invoice: 530012

REMITTANCE ADVICE

Client-Matter: 47730 - 1
Billing Attorney: M. R. Johnson

RE: In re Perseon Corporation

BALANCE DUE THIS INVOICE	\$ 753.00
Previous Balance	<u>\$ 8,921.12</u>
TOTAL BALANCE DUE	<u><u>\$ 9,674.12</u></u>

Please return this advice with payment to: Ray Quinney & Nebeker PC
ATTN: Accounts Receivable
PO Box 45385
Salt Lake City, UT 84145-0385

PAYMENT DUE UPON RECEIPT

TO PAY ON-LINE, PLEASE VISIT <http://rqn.com/payments/>

Thank you!
Your business is greatly appreciated.

CERTIFICATE OF SERVICE – BY NOTICE OF ELECTRONIC FILING (CM/ECF)

I hereby certify that on October 14, 2016, I electronically filed the foregoing Declaration of Jeffrey Chubak with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the parties of record in this case, as identified below, are registered CM/ECF users and will be served through the CM/ECF system.

- Jeffrey M Armington armington.jeff@dorsey.com, asmus.natasha@dorsey.com, ventrello.ashley@dorsey.com
- Steven T. Waterman waterman.steven@dorsey.com, bingham.karen@dorsey.com, ventrello.ashley@dorsey.com
- Matthew M. Boley mboley@cohnekinghorn.com, jhasty@cohnekinghorn.com
- Kenneth L. Cannon kcannon@djplaw.com, khughes@djplaw.com
- Jeffrey Chubak jchubak@samlegal.com
- David F. Crosby dcrosby@nixonpeabody.com
- Anna W. Drake drake@millertoone.com
- Matthew A. Gold courts@argopartners.net
- Michael R. Johnson mjohnson@rqn.com, docket@rqn.com, dburton@rqn.com
- David H. Leigh dleigh@rqn.com, dburton@rqn.com, docket@rqn.com
- John T. Morgan john.t.morgan@usdoj.gov, james.Gee@usdoj.gov, lindsey.huston@usdoj.gov, suzanne.verhaal@usdoj.gov
- Penelope Parmes penelope.parmes@troutmansanders.com
- E. Scott Savage ssavage@sywlaw.com
- Sage M. Sigler sage.sigler@alston.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov

STORCH AMINI & MUNVES PC

/s/ Jeffrey Chubak